> this case * * * We do not hold that actual innocence can never be relevant . . . For such a claim to be viable, though, a petitioner would have to show some action or inaction on the part of the respondent that prevented him from discovering the relevant facts in a timely fashion, or, at the very least, that a reasonably diligent petitioner could not have discovered these facts in time to file a petition within the period of limitations.

V. Conclusion.

The petition for writ of certiorari therefore should be granted.

Respectfully submitted,

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